

**THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

**SELECTIVE INSURANCE COMPANY  
OF AMERICA,**

**Plaintiff,**

**v.**

**ROBYN NOVITSKY, individually  
and as Executrix of the Estate of  
Kevin C. Novitsky, deceased,  
VILLAGE AUTO SALES, INC., and  
PATRICIA NOVITSKY, individually  
and as the Executrix of the Estate  
of Clement Novitsky, deceased,**

**Defendants.**

**3:17-CV-2376  
(JUDGE MARIANI)**

**ORDER**

**AND NOW, THIS** 18 **DAY OF MARCH 2019**, upon consideration of

Defendants' Robyn Novitsky, Individually and as Executrix of the Estate of Kevin C.

Novitsky, Deceased, and Village Auto Sales, Inc.'s Motion to Strike Plaintiff's Responses to


Defendants' Statement of Undisputed Facts and Deem Facts Admitted (Doc. 29), **IT IS**

**HEREBY ORDERED THAT:**

1. Defendants' Motion is **GRANTED IN PART** and **DENIED IN PART** for the reasons discussed in the simultaneously filed Memorandum;
2. The Motion is **GRANTED** insofar as the following paragraphs are deemed admitted:

¶¶ 15, 51, 55, 57, 58, 60, 61, 63, 64, 76, 77

3. The motion is DENIED in that the following paragraphs are deemed disputed or otherwise excluded from consideration in the Court's recitation of undisputed material facts when considering the pending summary judgment motions : ¶¶ 16, 17, 18, 36, 56, 71, 74, 75, 78, 79, 80.



Robert D. Mariani  
United States District Judge